

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
NORTHERN DIVISION
CIVIL ACTION NO.: 7:24-CV-1086-FL**

NIGEL MAX EDGE,

Plaintiff,

v.

**UNITED STATES OF AMERICA, WILLIAM
JOHN DEBEVOISE, SANDRA LYNN
DEBEVOISE, JIMMY MCCORMICK,
OFFICER BARRY, CLARKSTOWN POLICE
DEPARTMENT, DETECTIVE MOORE,
BRUNSWICK COUNTY SHERIFF'S
DEPARTMENT, OAK ISLAND POLICE
DEPARTMENT, TINA ATHERAL, ROBIN
KELLEHER, HOPE FOR THE WARRIORS,
SEAN MANDALL, CRIMINAL
INVESTIGATIVE DIVISION CAMP
LEJEUNE, 22 UNTIL NONE, SKIP
LAWRENCE, MICHAEL WILLOWS and
JOHN MCSHARAR,**

Defendants.

**DEFENDANTS JIMMY
MCCORMICK AND CLARKSTOWN
POLICE DEPARTMENT'S MOTION
TO DISMISS**

NOW COMES the Defendant, Jimmy McCormick ("McCormick"), an individual, and the Clarkstown Police Department ("Clarkstown"), a municipality, (collectively "Defendants"), by and through their attorney, and hereby moves this Court for an order dismissing Plaintiff's Amended Complaint pursuant to Rules 12(b)(2), 12(b)(3), 12(b)(5) and 12(b)(6) of the Federal Rules of Civil Procedure for lack of personal jurisdiction and insufficiency of service of process, improper venue, and for failure to state a claim upon which relief can be granted.

This 18 day of December, 2024.

**WILSON, ELSER, MOSKOWITZ, EDELMAN
& DICKER LLP**

/s/Michael S. Rothrock

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*Attorney for Defendants Clarkstown Police
Department and Officer Jimmy McCormick*

CERTIFICATE OF SERVICE

I certify that I have filed this document through the Court's ECF/electronic filing system and by depositing a copy of the same in the United States Mail which constitutes service on the following parties:

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This 18th day of December, 2024.

**WILSON, ELSER, MOSKOWITZ, EDELMAN
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